

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CITY OF
TULSA, OKLAHOMA,**

scheduled for Wednesday, October 26, 2022, at 5:00 P.M in the City Council Chamber, One Technology Center, 175 E. 2nd St., Second Floor, Tulsa, OK, to transact all business as set out in Notice and Agenda posted in the Office of City Clerk, Room 260, One Technology Center, 175 E. 2nd St., Second Floor, Tulsa, OK on Friday, October 21, 2022, at 3:31 P.M.

CALL TO ORDER

Chair Decter Wright called the meeting to order at 5:23 P.M.

ROLL CALL:

Hall-Harper	Present	Dodson	Present
Cue	Present	Decter Wright	Present
Patrick	Present	Lakin	Present
McKee	Present	Fowler	Present
Arthrell-Knezek	Present		
	Present:	9	
	Absent:	0	

STAFF PRESENT

Jack Blair, City Attorney
Lori Doring, Secretary to the Council
Chris Baughman, Council Staff

1. RECEIPT & FILING OF MINUTES

- a. No items this week.

Councilor Cue recused at 5:24 P.M.

2. APPOINTMENTS & REAPPOINTMENTS

2.a was read and voted on separately.

- a. Jeannie Cue – Appointment to the Tulsa Authority for Economic Opportunity replacing Ben Kimbro; term expires June 30, 2023. (CD-2) [UED 10/19/22; CC 10/26/22] 22-938-1

Public Comments:
John Huffines – 2.a.

Councilor Lakin moved to approve 2.a. Councilor Arthrell-Knezek seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Dodson	Yea
Cue	Absent	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
McKee	Yea	Fowler	Yea
Arthrell-Knezek	Yea		

Yeas: 8 Nays: 0 Absent: 1 Abstentions: 0

Motion carried.

Councilor Cue returned at 5:26 P.M.

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- b. Jeffrey Dunn – Appointment to the Regional Metropolitan Utility Authority replacing Rick Hudson; term expires August 1, 2023. (CD-8) [PW 10/19/22; CC 10/26/22] 22-909-1
 - c. Joshua Walker – Reappointment to the Tulsa Metropolitan Area Planning Commission; term expires January 18, 2025. (Attended 58/71 meetings.) (CD-4) [UED 10/19/22; CC 10/26/22] 22-953-1

Public Comments:
John Huffines – 2.b – 2.c.

Councilor Cue moved to approve 2.b – 2.c. Councilor Lakin seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Dodson	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
McKee	Yea	Fowler	Yea
Arthrell-Knezek	Yea		
Yeas: 9	Nays: 0	Absent: 0	Abstentions: 0

Motion carried.

3. PUBLIC HEARINGS

- a. No items this week.

4. MAYOR’S ITEMS

- a. Mayor's report on community events, briefing on City activities, City efforts, and new business.

There was no report.

- b. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution adopting the 2022 - Flood Insurance Coverage Improvement Plan update of the City of Tulsa, Oklahoma, which is attached hereto and made a part thereof; providing that copies of said plan be filed and kept in the office of the City Clerk; making said plan available to the public at a reasonable charge and setting an effective date. **(Emergency Clause)** [PW 10/19/22; CC 10/26/22] 22-910-2
- c. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution adopting the Floodplain Management Planning/Repetitive Loss Area Analysis (RLAA) Annual Progress Report 2021-2022, of the City of Tulsa, Oklahoma, which is attached hereto and made a part thereof; providing that copies of said plan be filed and kept in the office of the City Clerk; making said plan available to the public at a reasonable charge and setting an effective date. **(Emergency Clause)** [PW 10/19/22; CC 10/26/22] 22-911-2
- d. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution relating to the incurring of indebtedness by Trustees of the Tulsa Authority for Recovery of Energy by entering into that certain agreement with Covanta Tulsa Renewable Energy, LLC, to address certain unforeseen circumstances as prescribed by the agreement, not to exceed seven million, five hundred seventy-five thousand dollars (\$7,575,000.00). **(Emergency Clause)** [PW 10/19/22; CC 10/26/22] 22-940-2
- e. Consideration and possible approval, adoption, denial, amendment or revision of the Finance Department Grants Administration's funding recommendation of six

million, four hundred seventy-seven thousand, eight hundred twenty-six dollars (\$6,477,826.00) received under the HOME Investment Partnerships American Rescue Plan (HOME-ARP) Program be directed to the following eligible activities: Supportive Services - five hundred fifty thousand, six hundred eighty-two dollars (\$550,682.00) (8.5%), Acquisition & Development of NonCongregate Shelters - zero dollars (\$0.00) (0%), Development of Affordable Rental Housing - four million, nine hundred fifty-six thousand, one hundred forty-four dollars (\$4,956,144.00) (76.5%), and Administration & Planning - nine hundred seventy-one thousand dollars (\$971,000.00) (15%). [PW 9/28/22; PW 10/26/22; CC 10/26/22] 22-892-4

- f. Consideration and possible approval, adoption, denial, amendment or revision of Change Order No. 1 to Contract No. 133993 between the City of Tulsa and Becco Contractors, Inc., for Project No. 144225 in the amount of zero dollars (\$0.00) and two hundred fifty (250) calendar days due to utility conflicts, work added to the project, and project design modifications due to differing site conditions for non-arterial street rehab on S. 33rd W. Ave. to S. Union Ave., W. 78th St. S. to W. 76th St. S. (CD-2) [PW 10/19/22; CC 10/26/22] 22-922-2
- g. Consideration and possible approval, adoption, denial, amendment or revision of Change Order No. 1 to Contract No. 135691 between the City of Tulsa and Elsworth Construction, LLC, for Project No. 144017-H and SWD 10784 in the amount of zero dollars (\$0.00) and one hundred twenty-eight (128) calendar days due to delays caused by design issues tied to a stormwater structure, unforeseen utility conflicts, and extreme winter weather for arterial street rehab on S. Union Ave., W. 61st St. S. to W. 51st St. S. (CD-2) [PW 10/19/22; CC 10/26/22] 22-928-2
- h. Consideration and possible approval, adoption, denial, amendment or revision of Change Order No. 1 to Contract No. 136093 between the City of Tulsa and Becco Contractors, Inc., for Project No. 144101, TMUA-W 14-82 and MS-635 in the amount of twenty-three thousand dollars (\$23,000.00) due to 1.5" waterline services encountered that needed to be tied to the new system on S. Yale Ave. - 81st St. to 91st St. (CD-8) [PW 10/19/22; CC 10/26/22] 22-942-2
- i. Consideration and possible approval, adoption, denial, amendment or revision of a License Agreement between the City of Tulsa and Micah J. and Madison P. Petersen for property located at 4106 E. 103rd St., Forest Oaks Addition, for a metal and wood fence with a driveway gate. (CD-8) [PW 10/19/22; CC 10/26/22] 22-943-2
- j. Consideration and possible approval, adoption, denial, amendment or revision of a Waterline Easement Donation by Catholic Charities of the Diocese of Tulsa of property located at 2450 N. Harvard Ave., Parcel 407, Catholic Charities Addition, for the Catholic Charities 1B Improvements Project. (CD-1) [CC 10/26/22] 22-970-1
- k. Consideration and possible approval, adoption, denial, amendment or revision of a Deed of Dedication of Right-of Way by Basic Block and Brick I, LLC of property located at 5518 E. 13th St. S., consisting of a water main extension, a fire hydrant, and a commercial driveway associated with a commercial development, Project IDP 8144. (CD-2) [CC 10/26/22] 22-971-1
- l. Consideration and possible approval, adoption, denial, amendment or revision of a travel expense donation of one thousand, six hundred thirty-eight dollars (\$1,638.00) from World Education Services (WES) for Leticia Calvillo to travel to Washington, D.C. on October 24-25, 2022, to attend the 2022 Skilled Immigrant Integration Convening. [CC 10/26/22] 22-969-1
- m. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Fall Fun Fest scheduled for October 29, 2022, at 5708 E. 31st St. (CD-5) [CC 10/26/22] 22-976-1

- n. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Friendship Fest scheduled for October 30, 2022, at 1709 N. Madison Ave. (CD-1) [CC 10/26/22] 22-977-1
- o. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: First Kids Trunk-or-Treat scheduled for October 29, 2022, at 1115 S. Boulder Ave. (CD-4) [CC 10/26/22] 22-979-1
- p. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: 15th Annual Arvest Winterfest scheduled for November 25, 2022, – January 8, 2023, at 200 S. Denver Ave. (CD-4) [CC 10/26/22] 22-980-1

Public Comments:
John Huffines – 4.j, 4.m, 4.n, 4.o.
James Alexander, Jr. – 4.e.

Councilor Cue moved to approve 4.b – 4.p with the emergency clause on 4.b – 4.d. Councilor Lakin seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Dodson	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
McKee	Yea	Fowler	Yea
Arthrell-Knezek	Yea		
Yeas: 9	Nays: 0	Absent: 0	Abstentions: 0

Motion carried.

5. AUTHORITIES, BOARDS & COMMISSIONS

- a. Consideration and possible approval, adoption, denial, amendment, or revision of a Final Plat for the River West Phase V Addition, consisting of One (1) Lot, One (1) Block, on 5.55 acres located at the SW/c of W. 21st St. S. and S. Olympia Ave. (TMAPC staff administratively **APPROVED** the final plat on behalf of TMAPC.) (CD-2) [CC 10/26/22] 22-988-1
- b. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application Z-7677 from OL and CG to CG for property located north of the NE/c of E. 71st St. S. and S. Memorial Dr. requested by Mark Capron. (Property owners: Woodland Hills Mall, LLC, Attn: Steve Shea) (CD-7) (TMAPC voted 9-0-0 to recommend **APPROVAL** of CG zoning.) [UED 10/19/22; CC 10/26/22; CC 11/2/22] 22-967-2

Councilor Cue moved to approve 5.a – 5.b. Councilor Lakin seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Dodson	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
McKee	Yea	Fowler	Yea
Arthrell-Knezek	Yea		
Yeas: 9	Nays: 0	Absent: 0	Abstentions: 0

Motion carried.

6. ORDINANCES - FIRST READING

- a. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2022-2023 budget to make supplemental appropriations of twenty million, seventy thousand, five hundred dollars (\$20,070,500.00) from grant revenues received within the United States Treasury American Rescue Plan Act (ARPA) SubFund and to transfer unencumbered and unexpended appropriation balances of two million, one hundred forty-three thousand, seven hundred eighty dollars and thirty-nine cents (\$2,143,780.39) between Departments and Account groups within the American Rescue Plan Act (ARPA) SubFund. [UED 10/26/22; CC 10/26/22; CC 11/2/22] 22-968-2
- b. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance of the City of Tulsa, amending Title 11, Tulsa Revised Ordinances, titled “Public Works Department”, Chapter 16, titled “Small Wireless Communications Facilities”; adding a new Subsection 1612.J, to authorize the denial of a Right-of-Way Occupancy Permit for failure to comply with the City’s “Underground Policy”, codified in Title 11, Section 1210; adopting new Section 1621, titled “Waiver of Underground Requirements”, and a new Section 1622, titled “Appeal to the City Council”; providing for severability; repealing all ordinances and parts of ordinances in conflict; establishing an effective date. **(Emergency Clause)** [PW 10/26/22; CC 10/26/22; CC 11/2/22] 22-991-2
- c. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance of the City of Tulsa, amending Title 11, Tulsa Revised Ordinances, titled “Public Works Department”, Chapter 12, titled “Rights-of-Way Occupancy Management”, Section 1210, “Engineering Standards”, Subsection C, “Location Criteria”, and Subsection D, “Construction Standards”; providing for severability; repealing all ordinances and parts of ordinances in conflict. **(Emergency Clause)** [PW 10/26/22; CC 10/26/22; CC 11/2/22] 22-992-2

Without objection, items 6.a – 6.c were forwarded to the next Council meeting.

7. ORDINANCES - SECOND READING

- a. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2022-2023 budget to make supplemental appropriations of three million dollars (\$3,000,000.00) recognized from a transfer of revenue from the Transportation Sales Tax Fund within the Long-Range Capital Projects Fund. [UED 10/19/22; CC 10/19/22; CC 10/26/22] 22-914-2
- b. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2022-2023 budget to make supplemental appropriations of three hundred twenty-three thousand, four hundred thirty-eight dollars (\$323,438.00) from grant revenues to be received from the Department of Justice to be received within the DNA Backlog Reduction SubFund. [UED 10/19/22; CC 10/19/22; CC 10/26/22] 22-915-2
- c. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2022-2023 budget to make supplemental appropriations of seventy-eight thousand, two hundred seventy-eight dollars (\$78,278.00) from grant revenues to be received from the District Attorney's Council within Victims of Crime Act SubFund. [UED 10/19/22; CC 10/19/22; CC 10/26/22] 22-916-2
- d. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2022-2023 budget to make supplemental appropriations of one hundred one thousand, seven hundred seventy dollars (\$101,770.00) from grant revenues to be received from the Oklahoma Highway Safety Office within the Traffic Enforcement SubFund. [UED 10/19/22; CC 10/19/22; CC 10/26/22] 22-917-2

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- e. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2022-2023 budget to make supplemental appropriations of twenty-one thousand, three hundred eighty dollars (\$21,380.00) from grant revenues to be received from the Oklahoma Highway Safety Office within the Tulsa Police Department Motorcycle Safety SubFund. [UED 10/19/22; CC 10/19/22; CC 10/26/22] 22-918-2
 - f. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2022-2023 budget to transfer available appropriations of three hundred twenty-eight thousand, eight hundred sixteen dollars (\$328,816.00) between account groups within the Byrne Innovation Program SubFund. [UED 10/19/22; CC 10/19/22; CC 10/26/22] 22-919-2
 - g. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2022-2023 budget to make supplemental appropriations of five thousand, five hundred seventy-five dollars and fifty-seven cents (\$5,575.57) from unassigned fund balance within the Fire Equitable Sharing Program SubFund. [UED 10/19/22; CC 10/19/22; CC 10/26/22] 22-920-2
 - h. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2022-2023 budget to transfer available appropriations of one hundred twenty-one thousand, four hundred fifty-six dollars and fifteen cents (\$121,456.15) between account groups within the Sexual Assault Kit Initiative SubFund. [UED 10/19/22; CC 10/19/22; CC 10/26/22] 22-939-2
 - i. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2022-2023 budget to make supplemental appropriations of three hundred twenty thousand dollars (\$320,000.00) recognized from unappropriated fund balance within the TARE Refuse Operating Fund. [UED 10/19/22; CC 10/19/22; CC 10/26/22] 22-941-2
 - j. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance closing a portion of a Utility Easement, requested by Eric Sack, Sack & Associates, for property located at 2525 E. 30th St., lying in Lot Five (5), Block Two (2) of South Lewis Park, to allow the construction of a new house. (CD-4) [PW 10/19/22; CC 10/19/22; CC 10/26/22] 22-912-2
 - k. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance closing a portion of a Utility Easement, requested by Joseph McCormick, McCormick & Fields, PLLC for property located at 7850 S. Evanston Ave., located on the north side of Lot Sixteen (16), Block Seventeen (17) of Walnut Creek Amended, to clear a title. (CD-2) [PW 10/19/22; CC 10/19/22; CC 10/26/22] 22-927-2
 - l. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Ordinance Z-7670 from RS-3 to IL for property located west of the NW/c of N. Harvard Ave. and E. 36th St. N. requested by Lou Reynolds. (Property owner: Helen P. Powell Rev. Trust) (CD-1) (TMAPC voted 8-0-0 to recommend **APPROVAL** of IL zoning.) [UED 8/24/22; UED 10/19/22; CC 10/19/22; CC 10/26/22] 22-758-6
 - m. Consideration and possible approval, adoption, denial, amendment or revision of Ordinance amending Title 51, Tulsa Revised Ordinances, titled "Building Code", to be titled "Residential Code", adopting the 2018 International Residential Code, replacing existing Chapter 2 with a new Chapter 2, "ICC International Residential Code for One and Two Family Dwellings, 2018 Edition", adding or deleting certain amended sections as provided, repealing all ordinances or parts of ordinances in conflict. (**Emergency Clause**) [PW 10/19/22; CC 10/19/22; CC 10/26/22] 22-925-2

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- n. Consideration and possible approval, adoption, denial, amendment or revision of Ordinance amending Title 52, Tulsa Revised Ordinances, titled "Electric Code", adopting the 2020 National Electric Code, replacing existing Chapter 1 with a new Chapter 1, "Administration", replacing existing Chapter 2 with a new Chapter 2, "Amendments to National Electrical Code, 2020 Edition", adding or deleting certain amended sections as provided, repealing all ordinances or parts of ordinances in conflict. **(Emergency Clause)** [PW 10/19/22; CC 10/19/22; CC 10/26/22] 22-926-2

Public Comments:
Kathy McDonald – 7.a – 7.d.

Councilor Cue moved to approve 7.a – 7.n with the emergency clause on 7.m – 7.n. Councilor Lakin seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Dodson	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
McKee	Yea	Fowler	Yea
Arthrell-Knezek	Yea		

Yeas: 9 Nays: 0 Absent: 0 Abstentions: 0

Motion carried.

8. COUNCIL ITEMS

- a. Councilors’ announcements and reports on current community events, activities, efforts, and concerns. Other than announcements and reports, no discussion will ensue.

Councilor McKee reminded everyone to be aware of respiratory illnesses and be careful when walking and biking on Halloween. Councilor Cue announced that a business association for Southwest Tulsa will be starting and meeting on November 10, 2022. Councilor Arthrell-Knezek announced that there would be a Town Hall for Authorities, Boards, and Commissions on November 14, 2022.

Public Comments:
John Huffines – 8.a.

9. NEW BUSINESS

- a. No items this week.

10. HEARING OF APPEALS

- a. No items this week.

11. HEARING OF PUBLIC COMMENTS

- a. No items this week.

12. ADJOURNMENT

- a. Adjournment.

Chair Decter Wright adjourned the meeting at 5:49 P.M.

Lori Decter Wright, Chair of the Council

Lori Doring, Secretary to the Council